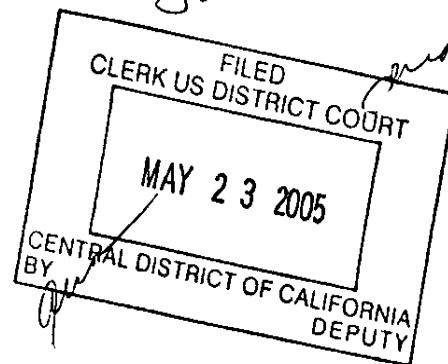


1 E. RANDOL SCHOENBERG, SBN 155281
 2 BURRIS & SCHOENBERG, LLP
 2 12121 Wilshire Boulevard, Suite 800
 3 Los Angeles, California 90025-1168
 3 Telephone: (310) 442-5559
 4 Facsimile: (310) 442-0353
 4 Efax: (425) 740-0483
 5 E-mail: randols@bslaw.net

5
 6 Attorneys for Plaintiff
 6 MARIA V. ALTMANN

7 SCOTT P. COOPER, SBN 096905
 8 JONATHAN E. RICH, SBN 187386
 8 TANYA L. FORSHEIT, SBN 192472
 9 PROSKAUER ROSE LLP
 9 2049 Century Park East, 32nd Floor
 Los Angeles, CA 90067-3206
 10 Telephone: (310) 557-2900
 Facsimile: (310) 557-2193
 11 E-mail: scooper@proskauer.com
 jrich@proskauer.com
 12 tforsheit@proskauer.com

13 Attorneys for Defendants,
 14 REPUBLIC OF AUSTRIA,
 a foreign state, and
 15 THE AUSTRIAN GALLERY



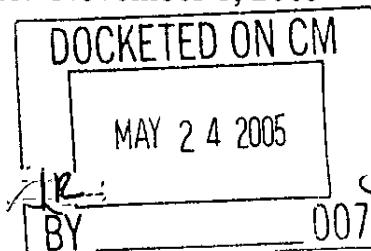
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16
 17
 18
 19 MARIA V. ALTMANN, an individual
 20 Plaintiff,
 21 against
 22 REPUBLIC OF AUSTRIA, a foreign state,
 and THE AUSTRIAN GALLERY, an
 23 agency of the REPUBLIC OF AUSTRIA
 24 Defendants.

Case No. CV 00-08913 FMC SSx
 [The Honorable Florence-Marie
 Cooper]
**STIPULATION OF DISMISSAL
 WITH PREJUDICE PURSUANT
 TO FED.R.CIV.P. 41(a)(1)(ii)**
 Complaint Filed: August 22, 2000
 First Am. Comp. Filed: July 29, 2004
 Discovery Cutoff: June 30, 2005
 Pretrial
 Conference: October 17, 2005
 Trial Date: November 1, 2005



1 This Stipulation is made by and between all of the parties to this action,
2 namely, Plaintiff Maria Altmann for herself and her co-heirs on whose behalf she
3 has pursued this action (collectively "Altmann"), and Defendants Republic of
4 Austria, a foreign state, and the Austrian Gallery (collectively, "Austria"), as
5 follows:

6 WHEREAS, Altmann and Austria desire to dismiss the above-captioned
7 action, in its entirety, with prejudice;

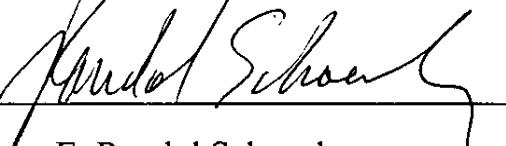
8 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and
9 between Altmann and Austria, through their respective undersigned counsel, that:

10 1. The above-captioned action is hereby dismissed in its entirety, with
11 prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii).

12 2. Each of the parties shall bear his, her or its own costs and attorneys'
13 fees in connection with the above-captioned action.

14 DATED: May 19, 2005

E. RANDOL SCHOENBERG
BURRIS & SCHOENBERG, LLP

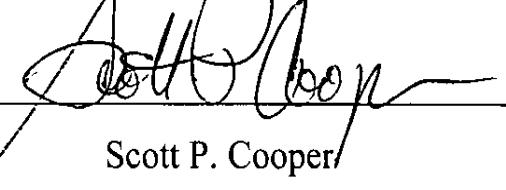
16 By: 

17 E. Randol Schoenberg

18 Attorneys for Plaintiff,
19 MARIA V. ALTMANN

20 DATED: May 19, 2005

21 SCOTT P. COOPER
22 JONATHAN E. RICH
23 TANYA L. FORSHEIT
24 PROSKAUER ROSE LLP

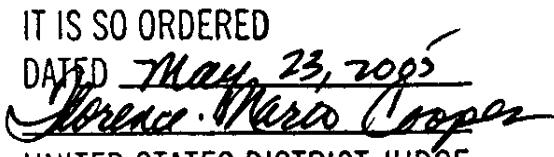
25 By: 

26 Scott P. Cooper

27 Attorneys for Defendants,
28 REPUBLIC OF AUSTRIA, a foreign
state, and THE AUSTRIAN GALLERY

23 IT IS SO ORDERED

24 DATED May 23, 2005

25 
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I declare that: I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 2049 Century Park East, Suite 3200, Los Angeles, California 90067-3206.

On May 19, 2005, I served the foregoing document, described as:

**STIPULATION OF DISMISSAL WITH PREJUDICE
PURSUANT TO FED.R.CIV.P. 41(a)(1)(ii)**

by placing the original a true copy thereof enclosed in a sealed envelope addressed as follows:

E. Randol Schoenberg, Esq.
Burris & Schoenberg, LLP
12121 Wilshire Boulevard, Suite 800
Los Angeles, CA 90025-1168

- (By Mail) I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, the envelope would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
 - (By Fax) By transmitting a true and correct copy thereof via facsimile transmission to the following facsimile number(s):
 - (By Personal Service)
 - By personally delivering such envelope to the office of the addressee.
 - By causing such envelope to be delivered by messenger to the office of the addressee.
 - (By Overnight Courier) By causing such envelope to be delivered the next business day to the office of the addressee via Federal Express or other similar overnight delivery service.
 - (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
 - (Federal) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on May 19, 2005, at Los Angeles, California.

PATTY HAYS
Type or Print Name

Mike Hayes
Signature